

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

STEPHAN WAYNE CART,)	CASE NO. 1:07 CV 3654
)	
Plaintiff,)	JUDGE PATRICIA A. GAUGHAN
)	
v.)	
)	<u>MEMORANDUM OF OPINION</u>
GREGORY KUNSELMAN, Sgt.,)	<u>AND ORDER</u>
)	
Defendant.)	

On November 26, 2007, plaintiff pro se Stephan Wayne Cart filed this action against Gregory Kunselman, identified as "'City METRO officer - Sergeant' city of Washington, *District of Columbia...*" The document initiating this case is entitled: "**Libel of Review** - common law counterclaim in admiralty - notice lis pendens and - verified statement of right - Re: God-given unalienable rights in original estate - Article III; Constitution." The aforesaid document does not contain allegations intelligible to this court.

Principles requiring generous construction of pro se pleadings are not without limits. Beaudett v. City of Hampton, 775 F.2d 1274, 1277 (4th Cir. 1985). Given the most liberal

construction, the document filed by plaintiff does not contain allegations remotely suggesting he might have a valid federal claim, or setting forth a reasonable basis for jurisdiction. This action is therefore appropriately subject to summary dismissal. Apple v. Glenn, 183 F.3d 477 (6th Cir. 1999); see Haqans v. Lavine, 415 U.S. 528, 536-37 (1974) (citing numerous Supreme Court cases for the proposition that attenuated or unsubstantial claims divest the district court of jurisdiction); In re Bendectin Litiq., 857 F.2d 290, 300 (6th Cir. 1988) (recognizing that federal question jurisdiction is divested by unsubstantial claims).

Accordingly, this action is dismissed.

IT IS SO ORDERED.

/s/ Patricia A. Gaughan
PATRICIA A. GAUGHAN
UNITED STATES DISTRICT JUDGE

Dated: 12/14/07